1946

File No. Inland Steam vessels II/4
Legal Department.
B. **BRANCH**

Subject:—

Rules and Notifications

under the Inland Steam

Vessels Act, 1917

E-1

File No. Inland steam — Vessels II/40

Gen. 191 e.

366-B

Office of the R.L.A.

Under section 7 of the Inland Steam-vessels Act, 1917 which in virtue of the P. and R. Department Notification No. L. 0/34/3, dated the 11th June 1937, applies to motor vessels, that is, vessels propelled wholly or in part by the agency of electricity or other mechanical power (except steam), the surveyor is bound to give to the owner or master a declaration in the prescribed form if he is satisfied that-

(a) the hull, propelling machinery and other machinery of the motor vessel are sufficient for the voyage or service intended and in good condition, and

(b) the equipments of the motor vessel and the certificates of the master and engineer are such and in such condition as are required by any law for the time being in force and applicable to the motor vessel.

Under this section the surveyor has not to consider the question as to whether a declaration should be given or not on the ground that the motor vessel in respect of which survey has been completed is propelled by petrol and there are no rule directing him to issue or not to issue a declaration according as a motor vessel is in part or wholly propelled by petrol can be made under section 19 of the Act. The rule as proposed at page 29 is therefore beyond the scope of the Act and that being so, the question as to whether its previous publication should be dispensed with or not does not arise.

11/7

Remembrancer of Legal Affairs.

U. O. to P.& S.D.No. 4590, dated the 26/6/1946.